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PATENT  
Attorney Docket No. 4329.2222-01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
KOUJI MATSUO ET AL.	)	Confirmation No.: 9409
	)	
Application No.: 10/815,932	)	Group Art Unit: 2814
	)	
Filed: April 2, 2004	)	Examiner: S. Rao
	)	
For: SEMICONDUCTOR DEVICE AND	)	
METHOD OF MANUFACTURING	)	
THE SAME	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the document on the attached listing. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement includes a statement as specified by Section 1.97(e).

The following constitutes the statement specified by 37 C.F.R. § 1.97(e). The listed document is a Decision on Trial issued by the Japanese Patent Office on February 19, 2008, in a counterpart Japanese application, and this Information Disclosure Statement is being filed within three months of the mailing date of the Decision.

A copy of the listed non-patent literature document is attached.

Applicant respectfully requests that the Examiner consider the listed document and indicate that it was considered by making an appropriate notation on the attached form.

Applicant provides an English-language translation of the Decision on Trial citing the document and setting forth the relevance thereof.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the documents as prior art against any claims in the application and Applicant determines that the cited document does not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of the document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account 06-0916.

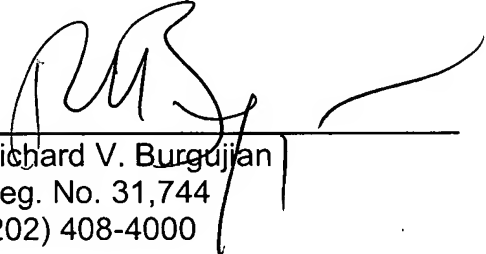
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: \_\_\_\_\_

4/9/08

By: \_\_\_\_\_

  
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